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OFFICIAL

CARDINAL LAW GROUP

1603 Orrington Avenue/Suite 2000 Evanston, Illinois 60201 Telephone 847 – 905 - 7111 Facsimile 847 – 905 – 7113

Date:

SEPTEMBER 23, 2005

To:

EXAMINER LEUNG, CHRISTINA Y.

U.S. PATENT AND TRADEMARK OFFICE

Fax #:

(571) 273-8300

From:

FRANK C. NICHOLAS

Phone #:

(847) 424-2521

Client/Matter No.:

AUS920010728US1 (9000/64)

of Pages:

12

(including cover sheet)

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Synature

A DOWN U.C. DEPARTMENT OF COMMERCE AUS920010728US1 (9000/64) Attorney Docket No. TRANSMITTAL RECLIVED Application Number 10/007,024 CENTRAL FAX CENTER FORM Fang Date NOVEMBER 5, 2001 SEP 213 2005 JOHNNY R. BREZINA First Named Inventor (to be used for an correspondence after initial films) Group Art Unit 2633 Examiner LEUNG, CHRISTINA Y. ENCLOSURES (check all that apply) Appeal Communication to Board of **Assignment Papers** Response to Office Action Dated 図 Appeals and interferences September 7, 2005 After Final Drawings: 网 Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) After Attowance Communication to Group Affidavits/declaration(s) Petition Routing Stip (PYO/SB/89) and Proprietary Information Accompanying Petition To Convent a Post Card Receipt Status Letter Provisional Application Additional Enclosure(s) One-Month Petition for Extension of Change of Correspondence Address (please identify below) Time Request (dup) Express Abandonment Request Terminal Disclaimer Supplemental Information Disclosure Express Abandonment Under Statement, PTO-1449, art 37 CFR 1 138 Certified Copy of Priority Request of Refund Document(s) Response to Missing Parts/ The Commissioner is hereby authorized to charge any fees which may be required, or \boxtimes Incomplete Application credit any overpayment, to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed I nereby perition under 37 CFR § 1.136(a) for any extension of time required to ensure \boxtimes mar this paper is nimely filed. Please charge any associated fees which have not omerwise been paid to Deposit Account No. 09-0447(IBM Corporation). A duplicate copy of this sheet is enclosed. CALCULATION OF FEE Small Entity Large Emity Highest No or Claums After Previously Present rbba Adah Amendment Pad For Extra Rate Fee Rate Fee Millu5 0 x \$25= 0 x \$50= Total Indep Moras x \$100= 0 x \$200= *** \$360=** First Presentation of Multiple Dep. Claim +\$180= total addit fee \$0 total add7 fee SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Fım FRANK C NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP Individual name 1603 Omngton Avenue, Suite 2000 Evanston, IL 60201 Signature Date September 23, 2005 CERTIFICATE OF FACSIMILE I hareby carbly that this correspondence is being transmitted via facsimile to (571) 273-8300 to the United States Patent and Traceman, Office on this date: September 23, 2005 September 23, 2005

FRANK C. NICHOLAS (33,983)

Date

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		FRANK	NK C. NICHOLAS (33,983)							•						

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PRANK C NICHOLAS (33 983)

Name of applicant, assignee or registered representative

Signature

September 23 2005

Date of Signature

PATENT Case No. AUS920010728US1 (9000/64)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
JOHNNY R. BREZINA, ET AL.) Examiner: LEUNG, CHRISTINA Y.
Serial No.: 10/007,024))
Filed: NOVEMBER 5, 2001) Group Art Unit: 2633
Title: APPARATUS AND METHOD FOR)
CONTROLLING AN OPTICAL)
TRANSCEIVER)

RESPONSE TO OFFICE ACTION DATED SEPTEMBER 7, 2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22202-1450

Dear Sir:

This is a response to an Office Action dated September 7, 2005.